

AO 450 (Rev. 5/85) Judgment in a Civil Case ⊕

UNITED STATES DISTRICT COURT

***** DISTRICT OF NEVADA

GISTARVE RUFFIN, JR.,

Petitioner,

V.

JUDGMENT IN A CIVIL CASE

CASE NUMBER: **3:07-CV-00528-LRH-RAM**

JIM BENEDETTI, et al.,

Respondents.

___ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

___ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

X **Decision by Court.** This action came to be considered before the Court. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that respondents' motion to dismiss (#10) is **GRANTED** and the petition is **DISMISSED** as successive. IT IS FURTHER ORDERED that petitioner is **DENIED** a certificate of appealability.

February 2, 2009

LANCE S. WILSON
Clerk

D. R. Morgan
Deputy Clerk